IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF MISSISSIPPI DELTA DIVISION

UNITED STATES OF AMERICA

V.

CRIMINAL NO. 2:10CR078-A-S

TIMOTHY ALLEN

WAIVER OF APPEARANCE AND ENTRY OF NOT GUILTY PLEA

Pursuant to Fed.R.Crim.P. 10(b), TIMOTHY ALLEN, the defendant in the above-styled and numbered cause, hereby waives appearance at arraignment and enters a plea of not guilty to Count One contained in the Indictment. The Defendant further affirms that he has received a copy of the Indictment and has discussed the charges contained in the Indictment, and maximum statutory penaltics, with his attorney. The Defendant has appeared before a magistrate in Atlanta, Georgia on June 9, 2010 and is currently on pre-trial supervision in Georgia.

Signed this the 23th day of June, 2010.

TIMOTHY ALLEN Defendant

EVIN J. PAYNE, Attorney

ACCEPTED BY THE COURT this the 23rd day of June, 2010.

UNITED STATES MAGISTRATE JUDGE